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# ADLER & ASSOCIATES

P.O. BOX 710509 HOUSTON, TEXAS 77271-0509

WRITER'S DIRECT DIAL (7.13) 270-5391 WRITER'S DIRECT PACS. (713)-270-5361 E. MALL: BADLERI@houston.rr.com INTELLECTUAL PROPERTY LAW (PATENT, BIOTECHNOLOGY, COMPUTER, TRADEMARK & TRADE SECRET LAW)

November 25, 2003

## FACSIMILE COVER SHEET

PLEASE DELIVER TO: \_\_Ex. Jeanine Anne Goldberg

COMPANY: USPTO

FACSIMILE NUMBER: \_\_(703) 746-5149

NUMBER OF PAGES (COUNTING COVER SHEET): 4

FROM: Benjamin A. Adler, Ph.D. J.D.

MESSAGE: Please deliver the attached to Examiner Goldberg. Attached is a Response and Amendment for Mitochondrial DNA Damage as a Predictor of Coronary Atherosclerotic Heart Disease (USSN 09/832,069; D6179CIP). Thank you.

CONFIDENTIALITY NOTICE: Unless otherwise indicated obvious or from the nature of this transmittal, the information contained in this facsimile is attorney privileged and confidential information intended for the use of the individual or entity named above. or an employee the reader is not the intended recipient notified are hereby that responsible for delivery, you of this communication dissemination. distribution or copying If you receive this communication in error, strictly prohibited. please immediately notify Dr. Benjamin A. Adler at (713) 270-5391 and promptly return the facsimile. Thank you.

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICANT: Runge, M. S. et al.

FILED: April 10, 2001

SERIAL NO.: 09/832,069

FOR: Mitochondrial DNA Damage

> as a Predictor of Coronary Atherosclerotic Heart Disease

**ART UNIT: 1634** 

Ş 999999 **EXAMINER:** 

Goldberg, J.

CONFIRMATION NO.

8710

DOCKET: D6179CIP

Mail Stop NON-FEE AMENDMENT

Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this response is being transmitted via Facsimile to Examiner Jeanine Goldberg of the U.S. Patent Office at Fax. No. 703-746-5149 on the date indicated below.

Nov 25, 2003

### RESPONSE AND AMENDMENT UNDER 37 CFR 1.111

Please enter the following amendments and consider the following remarks. Reconsideration of the pending claims is respectfully requested.